



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: NEAL D. HARTSELL ET AL.

Filed: June 12, 2001

For: SYSTEMS AND METHODS FOR BILLING IN INFORMATION MANAGEMENT ENVIRONMENTS

Serial No.: 09/879,812

Group Art Unit: UNKNOWN

Examiner: UNKNOWN

Atty Dkt: SURG:150

Pursuant to 37 CFR 1.8, I hereby certify that this paper or fee is being deposited with the United States Postal Service in a first class, postage prepaid envelope on the date indicated below and is addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231.

10-3-01

Diane C Potts

Date

Name

Assistant Commissioner For Patents  
Washington, D.C. 20231

### **ELECTION UNDER 37 C.F.R. §§3.71 AND STATEMENT UNDER 3.73 AND POWER OF ATTORNEY**

Sir:

The undersigned being Assignee of record of the entire interest in the above-identified application by virtue of an assignment that has been filed in the United States Patent and Trademark Office as set forth below, hereby elects, under 37 C.F.R. §3.71, to prosecute the application to the exclusion of the inventor. A statement under 37 C.F.R. 3.73(b) is also included below.

The Assignee hereby revokes any previous Powers of Attorney and appoints Robert M. O'Keefe, Reg. No. 35,630; Richard D. Egan, Reg. No. 36,788; Brian W. Peterman, Reg. No. 37,908, William W. Enders, Reg. No. 41,735, and Maximilian R. Peterson, Reg. No. 46,469, each an attorney of the firm of O'KEEFE, EGAN & PETERMAN, LLP, as its attorney for so long as they remain with such firm, with full power of substitution and revocation, to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, and to receive any Letters Patent, and for one

year after issuance of such Letters Patent to file any request for a certificate of correction that may be deemed appropriate.

Pursuant to 37 C.F.R. §3.73, the undersigned has reviewed the evidentiary documents, specifically the Assignment to ***Surgient Networks, Inc.***, referenced below, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Pursuant to 37 C.F.R. §3.73(b), ***Surgient Networks, Inc.***, a corporation, states that it is the assignee of the entire, right, and interest in the patent application identified above by virtue of an assignment from the inventor(s) of the patent application identified above. The assignment has been filed in the United States Patent and Trademark Office as set forth below.

Please direct all communications as follows:

***William W. Enders***  
O'KEEFE, EGAN & PETERMAN, LLP  
1101 Capital of Texas Highway South  
Building C, Suite 200  
Austin, Texas 78746  
512/347-1611  
FAX 512/347-1615

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

ASSIGNEE:

***SURGIENT NETWORKS, INC.***

By: *Scott C. Johnson*  
Name: Scott C. Johnson  
Title: Chief Technical Officer

Date: 9-5-2001

ASSIGNMENT:

- Filed concurrently herewith (copy enclosed)
- Previously filed [date](copy enclosed)
- Previously recorded

Date: \_\_\_\_\_

Reel: \_\_\_\_\_

Frame: \_\_\_\_\_